

JAY L. TOBIN

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October 1, 2002

VIA FEDERAL EXPRESS

Mr. Jonathan G. Katz Secretary Securities and Exchange Commission 450 Fifth Street, N.W. Washington, D.C. 20549

Re:

Resubmission of Sworn Statements Pursuant to Section 21(a)(1) of the Securities

Exchange Act of 1934

Dear Mr. Katz:

In accordance with the June 27, 2002 order of the Securities and Exchange Commission requiring the filing of sworn statements pursuant to Section 21(a)(1) of the Securities Exchange Act of 1934, enclosed please find the following documents:

- 1. Statement Under Oath of Ronald A. McDougall, Principal Executive Officer of Brinker International, Inc.
- 2. Statement Under Oath of Charles M. Sonsteby, Principal Financial Officer of Brinker International, Inc.

These sworn statements will be filed by Brinker International, Inc. with the Securities and Exchange Commission on Wednesday, October 2, 2002 as exhibits to a current report on Form 8-K.

Jonathan G. Katz Securities and Exchange Commission October 1, 2002 Page 2

If you have any questions regarding the enclosures, please contact the undersigned at your earliest convenience.

Sincerely yours,

Jay L. Tobin

Senior Vice President and Deputy General Counsel

JLT/sms
Enclosures
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cc: Ronald A. McDougall

Charles M. Sonsteby Roger F. Thomson Bruce Hallett, Esq. OFFICE OF THE SECRETARY

OCT - 2 2002

Statement Under Oath of Principal Executive Officer and Principal Financial Officer Regarding Facts and Circumstances Relating to **Exchange Act Filings**

- I, Ronald A. McDougall, state and attest that:
 - (1) To the best of my knowledge, based upon a review of the covered reports of Brinker International, Inc., and, except as corrected or supplemented in a subsequent covered report:
 - no covered report contained an untrue statement of a material fact as of the end of the period covered by such report (or in the case of a report on Form 8-K or definitive proxy materials, as of the date on which it was filed); and
 - no covered report omitted to state a material fact necessary to make the statements in the covered report, in light of the circumstances under which they were made, not misleading as of the end of the period covered by such report (or in the case of a report on Form 8-K or definitive proxy materials, as of the date on which it was filed).
 - (2) I have reviewed the contents of this statement with the Company's audit committee.
 - (3) In this statement under oath, each of the following, if filed on or before the date of this statement, is a "covered report":
 - Annual Report on Form 10-K for the year ended June 26, 2002 of Brinker International, Inc.;
 - all reports on Form 10-Q, all reports on Form 8-K and all definitive proxy materials of Brinker International, Inc. filed with the Commission subsequent to the filing of the Form 10-K identified above; and

any amendments to any of the foregoing.

Ronald A. McDougall Chief Executive Officer

> SHERRI M. McSPERITT NOTARY PUBLIC STATE OF TEXAS

Com. Exp. 08-30-2004

Subscribed and sworn to before

me on this 30th day of September